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February 3, 2005

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By Fax
Hon. Loretta A. Preska, USDJ
United States Courthouse
40 Centre Street
New York, New York 10007

Re: Carcer Group v. Swerland et al.; Index No. 04-CV-09234 (LAP)

Dear Judge Preska:

We represent the defendants in this matter. Defendants seek a brief extension of the time to respond to the Summons and Complaint from February 4, 2005 to February 22, 2005. My office contacted plaintiff's counsel to seek such an extension, but the partner in charge of the case is unavailable while on vaction abroad. The associate at the firm represented that the client has refused to grant any extensions.

granted

Defendants respectfully request that the Court extend the time to serve and file papers in response to the Summons and Complain in this action to February 22, 2005. Defendants have not sought a prior extension.

cc: Scott Allen Shaffer (by fax)

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Respectfully submitted,

Alexander Tripp

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